

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

ERICK DRAKE CHARETTE, #1667336 §
VS. § CIVIL ACTION NO. 4:11cv148
STATE OF TEXAS, ET AL. §

ORDER OF DISMISSAL

The above-entitled and numbered civil action was heretofore referred to United States Magistrate Judge Amos L. Mazzant. The Report and Recommendation of the Magistrate Judge, which contains proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration, and no objections thereto having been timely filed, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct, and adopts same as the findings and conclusions of the Court. It is therefore

ORDERED that the motion to dismiss (docket entry #9) is **GRANTED** and that the complaint is **DISMISSED** without prejudice. Fed. R. Civ. P. 41(a)(1). All motions by either party not previously ruled on are hereby **DENIED**.

SIGNED this 5th day of August, 2011.



MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE